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Attorney for Defendant Merck Sharp & Dohme Corp.

EUNICE BENTLEY,

Plaintiff.

VS.

MERCK SHARP & DOHME CORP., et al.,

Defendants

SUPERIOR COURT OF NEW JERSEY LAW DIVISION: MIDDLESEX COUNTY

FOSAMAX LITIGATION Case No. 282

DOCKET NO.: L-7151-14

PARTIAL STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE (AS TO JAW INJURY CLAIMS ONLY)

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff in the above-captioned case, Eunice Bentley, and the above-named Defendant, Merck Sharp & Dohme Corp. (formerly known as Merck & Co., Inc.) ("Merck"), through their respective undersigned counsel, that each and every claim in Plaintiff's Complaint regarding allegations of osteonecrosis of the jaw and each and every claim of Plaintiff relating to jaw or dential injuries, against Defendant Merck are hereby dismissed with prejudice. Each party is to bear its own costs and attorneys' fees.

Plaintiff's jaw related claims against Defendant Teva Pharmacauticals USA Inc. is not dismissed by this Stipulation of Dismissal and remains pending. All remaining claims related to femur fractures remain pending.

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Attorneys for Teva Pharmaceuticals, USA, Inc., Barr Pharmaceuticals, Inc. and Barr Laboratories, Inc.

SO ORDERED.

Dated: U/1/6

FOX ROTHSCHILD, LLP

By:
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Hon. Jessica Mayer